

File

OGC 76-4174  
29 July 1976

MEMORANDUM FOR: Associate Deputy Director for Administration

FROM :   
Associate General Counsel

SUBJECT : Executive Order 11905

1. Some months back Mr. McMahon, then Associate Deputy Director for Administration, requested our confirmation of his view that sections 4(a)(1) and 4(b)(9) of Executive Order 11905 at least imply authorization for the Agency to continue its classified procurement practices, specifically to continue to enter into classified arrangements with other departments and agencies for certain procurement.

2. We believe the Order in no way invalidates that practice. Sections 4(a)(1) and 4(b)(9) indeed appear to contemplate arrangements of that nature. Further, sections 3 and 5 of the Central Intelligence Agency Act, together with the relevant provisions of the Armed Services Procurement Act and the Federal Property and Administrative Services Act, remain available.



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